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Attorneys for Plaintiff UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

| UNITED STATES | OF AMERICA, |) | CR. NO. 04-0002544 |
|----------------|-------------|-------------|------------------------------|
| | Plaintiff, |))) | FIRST SUPERSEDING INDICTMENT |
| V. | |) | |
| | |) | [21 U.S.C. §§ 841(a)(1) |
| DWAYNE GOUVEIA | (01) |) | 841(b)(1)(A), 846] |
| GAVIEN DANIEL, | (02) |) | |
| and | |) | |
| GREGORY TROUT, | (03) |) | |
| | |) | |
| Defendants. | |) | |
| | |) | |

FIRST SUPERSEDING INDICTMENT

COUNT 1

The Grand Jury charges:

On or about January 7, 2004, in the District of Hawaii and elsewhere, the defendants, DWAYNE GOUVEIA and GAVIEN DANIEL knowingly and intentionally attempted to possess with the intent to distribute 50 grams or more of

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

JAN 2 9 2004

at 2 o'clock and min M. WALTER A.Y.H. CHINN, CLERK

methamphetamine, its salts, isomers, and salts of its isomers, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

COUNT 2

The Grand Jury further charges:

From a date unknown, but at least by on or about January 5, 2004 to on or about January 7, 2004, in the District of Hawaii and elsewhere, the defendants, DWAYNE GOUVEIA, GAVIEN DANIEL, and GREGORY TROUT conspired together and with others unknown to knowingly and intentionally distribute and to possess with the intent to distribute, 50 grams or more of methamphetamine, its salts, isomers, or salts of its isomers, a Schedule II controlled substance.

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All in violation of Title 21, United States Code, Sections 846, 841(a), and 841(b)(1)(A).

DATED: 28 5000 at Honolulu, Hawaii.

A TRUE BILL

FOREPERSON, GRAND JURY

EDWARD H. KUBO, JR. United States Attorney District of Hawaii

FLORENCE T. NAKAKUNI

Chief, Narcotics Section

LORETTA SHEEHAN

Assistant U.S. Attorney